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5 Counsel for Defendant CONTRERAS-TOLENTO

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7  
8 IN THE UNITED STATES DISTRICT COURT  
9  
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,  
12  
13 Plaintiff,

14 v.

15 ARMANDO CONTRERAS-  
16 TOLENTO,

17 Defendant.  
18

)  
) No. CR 07-0724 DLJ

)  
) STIPULATION AND  
) ORDER CONTINUING CHANGE OF  
) PLEA DATE AND EXCLUSION OF  
) TIME

19 IT IS HEREBY STIPULATED, by and between the parties to this action, that the status date or  
20 change of plea date in this case, currently scheduled for Friday, June 6, 2008, before Honorable D.  
21 Lowell Jensen, may be continued to Friday, June 20, 2008, at 9:00 a.m. for change of plea. The case  
22 is being reassigned within the United States Attorney's Office. The parties are discussing a  
23 resolution of the case and defense counsel has provided documents to the government in mitigation.  
24 Now that the case is being reassigned, the parties are requesting a two week continuance for  
25 continuity of counsel and so that the government can continue to consider the information provided.  
26

1 The parties stipulate that the time from June 6, 2008, to June 20, 2008, should be excluded in  
2 accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for  
3 continuity of counsel and adequate preparation of counsel.

4 DATED: 06-03-2008

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JOYCE LEAVITT  
6 Assistant Federal Public Defender

7 /S/

8 DATED: 06-03-2008

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W. DOUGLAS SPRAGUE  
Assistant United States Attorney

10 I hereby attest that I have on file all holographed signatures for any signatures indicated by a  
11 conformed signature “/s/” within this e-filed document.

12 **ORDER**

13 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the change of plea date in this  
14 case, currently scheduled for Friday, June 6, 2008, before Honorable D. Lowell Jensen, may be  
15 continued to Friday, June 20, 2008, at 9:00 a.m. for change of plea.

16 IT IS FURTHER ORDERED that the time from June 6, 2008, to June 20, 2008, should be  
17 excluded in accordance with the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv) for  
18 continuity and adequate preparation of counsel. The Court finds that the ends of justice served by  
19 the granting of the continuance outweigh the best interests of the public and the defendant in a  
20 speedy and public trial and the failure to grant the requested continuance would unreasonably deny  
21 counsel the reasonable time necessary for effective preparation, taking into account due diligence.

22 SO ORDERED.

23 DATED: June 4, 2008

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25 \_\_\_\_\_  
HONORABLE D. LOWELL JENSEN  
26 United States District Judge